

# **EXHIBIT L**

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JS-6

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

DC COMICS,

Plaintiff,

v.

PACIFIC PICTURES  
CORPORATION, IP WORLDWIDE,  
LLC, IPW, LLC, MARC TOBEROFF,  
an individual, MARK WARREN  
PEARY, as personal representative of  
the ESTATE OF JOSEPH SHUSTER,  
JEAN ADELE PEAVY, an individual,  
LAURA SIEGEL LARSON, an  
individual and as personal  
representative of the ESTATE OF  
JOANNE SIEGEL, and DOES 1-10,  
inclusive,

Defendants.

Case No. CV 10-3633 ODW (RZx)

**FINAL JUDGMENT ON  
REMAINING CLAIMS**

Hon. Otis D. Wright II

## FINAL JUDGMENT

1  
2       1. Background. Plaintiff DC Comics asserted six Claims for Relief in this  
3 case (Dkt. 49):

4       *a. DC's First and Third Claims.* On December 11, 2012, and following the  
5 Court's October 17, 2012, summary judgment order (Dkt. 507), the Court entered  
6 partial final judgment, pursuant to FED. R. CIV. P. 54(b), in favor of DC on its First  
7 and Third Claims for Relief (Dkt. 540), from which defendants appealed (Dkt.  
8 541). On November 21, 2013, the U.S. Court of Appeals for the Ninth Circuit  
9 affirmed (Dkt. 618), and on January 21, 2014, denied defendants' petition for  
10 rehearing and rehearing en banc (Dkt. 617). On January 31, 2014, the Ninth Circuit  
11 issued its formal mandate (Dkt. 618). Defendants filed a petition for writ of  
12 certiorari in the U.S. Supreme Court on DC's First Claim, and on October 6, 2014,  
13 the Supreme Court denied the petition for a writ. *See Peary v. DC Comics*, Case  
14 No. 13-1523.

15       *b. DC's Second Claim.* DC pled its Second Claim for Relief solely in the  
16 alternative to its First Claim for Relief (Dkt. 49 ¶ 136). Because DC has prevailed  
17 on its First Claim, its Second Claim is moot.

18       *c. DC's Fourth, Fifth, and Sixth Claims.* On April 4, 2013, the Court  
19 granted defendants' motion for summary judgment with respect to DC's Fourth and  
20 Fifth Claims (Dkt. 613), but deferred ruling on DC's Sixth Claim because it  
21 overlapped with DC's First and Third Claims and "an affirmance by the Ninth  
22 Circuit [on DC's First and Third Claims] would obviate the need to reach" DC's  
23 Sixth Claim, as DC's Sixth Claim would be "moot," *id.* at 19:14-20:7.

24       2. Final Judgment on Remaining Claims. Based on the foregoing, the Court  
25 hereby enters judgment on the remaining claims in this case as follows:

26       IT IS HEREBY ORDERED AND ADJUDGED that DC's Second Claim for  
27 Relief is DISMISSED, WITHOUT PREJUDICE, as moot.  
28

1 IT IS HEREBY ORDERED AND ADJUDGED that DC's Fourth Claim for  
2 Relief is DISMISSED, WITH PREJUDICE.

3 IT IS FURTHER ORDERED AND ADJUDGED that DC's Fifth Claim for  
4 Relief is DISMISSED, WITH PREJUDICE.

5 IT IS FURTHER ORDERED AND ADJUDGED that DC's Sixth Claim for  
6 Relief is DISMISSED, WITHOUT PREJUDICE, as moot.

7 The parties shall each bear their own fees and costs.

8 IT IS SO ORDERED.

9  
10 Dated: \_November 26, 2014

  
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Honorable Otis D. Wright, II  
Judge, United States District Court

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